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Melvin F. Clemens, Jr., Director

Office of Compliance and Consumer Assistance

Surface Transportation Board

395 E Street, S.W. Suite 1180

Washington, DC 20423-0001

January 16, 2008

RE: Docket No. AB 1007_X Colorado Springs & Eastern Railroad Company
Track Abandonment, MP 602.70 to MP 599.40, Colorado Springs, El Paso County,
Colorado (near the former Elsmere station grounds)

Dear Director Clemens,

The Professional Land Surveyors of Colorado, Inc. hereby requests that the following two stipulations be added to the Environmental Conditions in the public's interest attached to the abandonment of the 3.3 miles of former Chicago Rock Island Pacific main track now known as the Colorado Springs and Eastern Railroad from MP 602.70 to MP 599.40 ("the line"):

- (1) That all right-of-way maps, land schedules, engineering records and related data be turned over and filed with the El Paso County Surveyor for filing in the public record. We note in filing #221055 (posted by STB on 12/12/07) that CS&E said this will be done for any party that requests what documents are in possession of Colorado Springs and Eastern Railroad. The Professional Land Surveyors of Colorado made a similar such petition/motion/request that was granted by the Surface Transportation Board in filing number 199906 on October 4, 2000 during the abandonment proceedings for Trinidad Railway, Inc. (AB 573_0_x) in a similar case.
- (2) That Colorado Springs & Eastern Railroad be made aware of and comply with Colorado Revised Statute (CRS) 43-1-1311, in effect since 1997. This statute, enacted to protect the public's rights and future interests, requires that main tracks be located before dismantling as the centerline of the main track is a monument referencing a real boundary. In the case of this abandonment, any help in explaining the relationship of how part of the main track was relocated by Colorado Springs & Eastern in the late 1980's to its last location would be very beneficial to those in the future establishing land boundaries in this area. Finally, it has been reported that the railroad has already begun dismantling the line since August of this year as reported in the Colorado Springs Gazette.

We have no objection to the abandonment itself. We wish only to protect the public's future land interests in this area and to avoid the loss of critical land data to surveyors in performance of their professional duties.

Sincerely,

John B. Guyton, President
Professional Land Surveyors of Colorado, Inc.